#### Message

From: Moore, Kendall [moore.kendall@epa.gov]

**Sent**: 10/8/2019 7:27:29 PM

To: Mullin, Michelle [Mullin.Michelle@epa.gov]; Peachey, Robert [peachey.robert@epa.gov]

CC: Ramanauskas, Peter [ramanauskas.peter@epa.gov]

Subject: RE: Monroe School District - Sky Valley Educational Center

The County also makes issue with how the filter samples were collected and how PCBs from those filters were calculated.

Could you share that info with R10's lab?

### Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

From: Mullin, Michelle < Mullin. Michelle@epa.gov>

Sent: Tuesday, October 08, 2019 12:40 PM

To: Moore, Kendall <moore.kendall@epa.gov>; Peachey, Robert peachey.robert@epa.gov>

Cc: Ramanauskas, Peter <ramanauskas.peter@epa.gov>

Subject: RE: Monroe School District - Sky Valley Educational Center

I was surprised to see that the health district gave the school guidance to clean those filters and remove carpeting. I went back through my files and did not find any mention that they were going to do that.

My calendar is up to date if you want to schedule a call.

Kendall- what are your inspection dates?

Thanks,

Michelle Mullin | PCB Coordinator and Team Leader | pronouns: she, her U.S. Environmental Protection Agency | Region 10 Land, Chemicals and Redevelopment Division 1200 6th Avenue | Ste 155 Seattle, WA 98101 p: 206.553.1616 | mullin.michelle@epa.gov

From: Moore, Kendall < moore.kendall@epa.gov >

Sent: Tuesday, October 8, 2019 9:15 AM

To: Peachey, Robert <peachey.robert@epa.gov>; Mullin, Michelle <Mullin.Michelle@epa.gov>

Cc: Ramanauskas, Peter < ramanauskas.peter@epa.gov >

Subject: RE: Monroe School District - Sky Valley Educational Center

Can we all meet to discuss before I answer that? My thoughts on the scope of the inspection are:

# Ex. 5 AC/DP

## Ex. 5 AC/DP

I'd like to discuss these items with the team and determine how much of this information we should share prior to the inspection. I'd also like to get everyone's thoughts on having someone from the consulting firm that did the sampling present at the inspection.

P.S. Michelle, please let me know if the R10 lab is prepared to provide sampling equipment and analysis of samples that might include carpet sections and dust.

From: Peachey, Robert chey.robert@epa.gov>

Sent: Monday, October 07, 2019 10:05 AM

To: Moore, Kendall < moore.kendall@epa.gov >; Mullin, Michelle < Mullin.Michelle@epa.gov >

Cc: Ramanauskas, Peter < ramanauskas.peter@epa.gov >

**Subject:** FW: Monroe School District - Sky Valley Educational Center

Importance: High

FYI – some responsive materials on the carpet and vents at Sky Valley. Kendall, they'd like some details on the inspection, let me know how you'd like for me to respond.

Robert M. Peachey Office of Regional Counsel U.S. EPA Region 5 (C-14J) 77 W. Jackson Blvd. Chicago, Illinois 60604

Phone: (312) 353.4510 Fax: (312) 692.2422

E-mail: peachey.robert@epa.gov

This email and any attachments may contain information that is privileged, confidential, or otherwise exempt or prohibited from disclosure under applicable law, and they are for the exclusive and confidential use of the intended recipient. If you are not the intended recipient, do not read, print, distribute, or take action in reliance upon this email: notify the sender immediately by return email and promptly delete or otherwise destroy the email and any attachments. U.S. EPA does not waive any privilege by transmission of this email.

From: Patrick S. Schoenburg <pschoenburg@wshblaw.com>

**Sent:** Friday, October 04, 2019 6:59 PM

To: Peachey, Robert <peachey.robert@epa.gov>

Cc: 'Mannix, John' <<u>mannixj@monroe.wednet.edu</u>>; 'Scott I. Jamieson' <<u>sij@pattersonbuchanan.com</u>>; 'D. Jack Guthrie'

<dig@pattersonbuchanan.com>

Subject: Monroe School District - Sky Valley Educational Center

Importance: High

Mr. Peachey

I am also counsel to the Monroe School District in the ongoing litigation involving the Sky Valley Educational Center. I was asked to respond to your September 25, 2019 email.

Our understanding is that the EPA would like to set a site inspection at Sky Valley Educational Center in order to obtain answers to questions raised by testing done as part of the litigation against the Monroe School District and Monsanto. We wanted to forward the two attached letters from the State of Washington Department of Health regarding these same test results. In general, the Monroe School District has followed the recommendations of the State Department of Health and the Snohomish Health District in response to this testing. We can also forward the correspondence from the

Health District if you believe it would be helpful. Following this guidance, the District removed small sections of old carpet under the Sky Valley unit-ventilators, cleaned the interior of the unit-ventilators, including spaces and cavities separated from air pathways, and cleaned the exhaust vents and other HVAC ductwork and piping.

In regard to the site inspection, can you provide some details regarding the scope of the inspection, who will attend and how long its anticipated to last? It is currently the middle of the fall semester at Sky Valley and to the extent possible, MSD wants to avoid interfering with classroom activity. The District also wants to ensure that the correct personnel are present to answer the EPA's questions.

We look forward to your response.

Patrick

### Patrick S. Schoenburg

Partner | Wood, Smith, Henning & Berman LLP 7108 North Fresno Street, Suite 250 | Fresno, CA 93720-2952 pschoenburg@wshblaw.com | T (559) 437-2870 | M (559) 355-3935

CALIFORNIA • NEVADA • ARIZONA • COLORADO • WASHINGTON • OREGON • NEW JERSEY • CONNECTICUT • PENNSYLVANIA • GEORGIA • ILLINOIS • NORTH CAROLINA • NEW YORK • FLORIDA • TEXAS